

FCC Received December 20, 1993 @ 3:45 p.m.
Dona G. Bradshaw

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ORIGINAL

TRANSCRIPT OF PROCEEDINGS

DOCKET FILE COPY ORIGINAL

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

IN THE MATTER OF:

MM DOCKET NO. 93-75

TRINITY BROADCASTING OF FLORIDA, INC.
and
GLENDALE BROADCASTING COMPANY
Miami, Florida

RECEIVED

JAN 10 1994

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

DATE OF HEARING: December 6, 1993

VOLUME: 10

PLACE OF HEARING: Washington, DC

PAGES: 1142-1381

FREE STATE REPORTING, INC.
Court Reporting Depositions
D.C. Area (301) 261-1902
Balt. & Annap. (410) 974-0947

1142
RECEIVED

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

JAN 10 1994
FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

-----)
In the matter of:)

TRINITY BROADCASTING OF FLORIDA, INC.)
and)

GLENDAL E BROADCASTING COMPANY)

Miami, Florida)
-----)

MM DOCKET NO. 93-75

The above-entitled matter came on for hearing
pursuant to Notice before Judge Joseph Chachkin,
Administrative Law Judge, 2000 L Street, Washington, DC, in
Courtroom 3, on Monday, December 6, 1993, at 9:30 a.m.

APPEARANCES:

On behalf of Trinity Broadcasting of Florida, Inc.:

NATHANIEL EMMONS, Esquire
CHRISTOPHER HOLT, Esquire
EUGENE MULLIN, Esquire
HOWARD A. TOPEL, Esquire
Mullin, Rhyne, Emmons, and Topel, PC
1000 Connecticut Avenue, NW, Suite 500
Washington, DC 20036-5383

On behalf of Glendale Broadcasting Company:

LEWIS I. COHEN, Esquire
JOHN J. SCHAUBLE, Esquire
Cohen and Berfield, P.C.
Board of Trade Building
1129 20th Street, NW
Washington, DC 20036

On behalf of S.A.L.A.D.:

DAVID HONIG, Esquire
DAVID MCCURDY, Esquire
1800 NW 187th Street
Miami, Florida 33056

FREE STATE REPORTING, INC.
Court Reporting Depositions
D.C. Area (301) 261-1902
Balt. & Annap. (410) 974-0947

1 APPEARANCES (continued):

2 On behalf of Mass Media Bureau:

3 JAMES SHOOK, Esquire
4 GARY SCHONMAN, Esquire
5 Mass Media Bureau
6 2025 M Street, NW
7 Suite 7212
8 Washington, DC 20036
9
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I N D E X				
1				
2	<u>WITNESS</u>	<u>DIRECT</u>	<u>CROSS</u>	<u>REDIRECT</u> <u>RECROSS</u>
3	Pearl Jane Duff			
4	By Mr. Topel	1330		
5	By Mr. Cohen		1331	
6	<u>EXHIBITS</u>	<u>IDENTIFIED</u>	<u>RECEIVED</u>	<u>REJECTED</u>
7	Bureau Exhibit 1	1071	1238	
8	Bureau Exhibit 2	1071	1239	
9	Bureau Exhibit 3	1071	1240	
10	Bureau Exhibit 4	1071	1241	
11	Bureau Exhibit 5	1071	1160	
12	Bureau Exhibit 6	1071	1160	
13	Bureau Exhibit 8	1071	1160	
14	Bureau Exhibit 11	1071	1160	
15	Bureau Exhibit 12	1071	1160	
16	Bureau Exhibit 13	1071	1241	
17	Bureau Exhibit 14	1071	1160	
18	Bureau Exhibit 15	1071	1160	
19	Bureau Exhibit 16	1071	1241	
20	Bureau Exhibit 17	1071	1160	
21	Bureau Exhibit 18	1071	1242	
22	Bureau Exhibit 19	1071	1160	
23	Bureau Exhibit 20	1071	1160	
24	Bureau Exhibit 21	1071	1243	
25	Bureau Exhibit 22	1071	1244	
26	Bureau Exhibit 23	1071	1244	
27	Bureau Exhibit 24	1071	1248	
28	Bureau Exhibit 25	1071	1249	
29	Bureau Exhibit 26	1071	1251	
30	Bureau Exhibit 27	1071	1251	
31	Bureau Exhibit 28	1071	1261	
32	Bureau Exhibit 29	1071	1252	
33	Bureau Exhibit 30	1071	1252	
34	Bureau Exhibit 31	1071	1252, Withdrawn	1254
35	Bureau Exhibit 32	1071	1176	
36	Bureau Exhibit 33	1071	1176	
37	Bureau Exhibit 34	1071	1161	
38	Bureau Exhibit 35	1071	1255	
39	Bureau Exhibit 36	1071	1256	
40	Bureau Exhibit 37	1071	1176	
41	Bureau Exhibit 38	1071	1176	
42	Bureau Exhibit 39	1071	1176	
43	Bureau Exhibit 40	1071	1176	
44	Bureau Exhibit 41	1071	1176	
45	Bureau Exhibit 42	1071	1256	
46	Bureau Exhibit 43	1071	1177	
47	Bureau Exhibit 44	1071	1257	

	<u>EXHIBITS</u>	<u>IDENTIFIED</u>	<u>RECEIVED</u>	<u>REJECTED</u>
1	Bureau Exhibit 45	1071	1259	
2	Bureau Exhibit 46	1071	1259	
	Bureau Exhibit 47	1071	1161	
3	Bureau Exhibit 48	1071	1161	
	Bureau Exhibit 49	1071	1177	
4	Bureau Exhibit 50	1071	1177	
	Bureau Exhibit 51	1071	1259	
5	Bureau Exhibit 52	1071	1260	
	Bureau Exhibit 53	1071	1177	
6	Bureau Exhibit 54	1071	1262	
	Bureau Exhibit 55	1071	1161	
7	Bureau Exhibit 56	1071	1177/1262	
	Bureau Exhibit 57	1071	1262	
8	Bureau Exhibit 58	1071	1262	
	Bureau Exhibit 60	1071	1264	
9	Bureau Exhibit 61	1071	1265	
	Bureau Exhibit 62	1071	1162	
10	Bureau Exhibit 63	1071	1177	
	Bureau Exhibit 65	1076	1177	
11	Bureau Exhibit 66	1076	1177	
	Bureau Exhibit 67	1076	1162	
12	Bureau Exhibit 68	1076	1197	
	Bureau Exhibit 69	1076	1266	
13	Bureau Exhibit 70	1076	1162	
	Bureau Exhibit 71	1076	1267	
14	Bureau Exhibit 73	1076	1177	
	Bureau Exhibit 74	1076	1198	
15	Bureau Exhibit 75	1076	1198	
	Bureau Exhibit 76	1076	1177	
16	Bureau Exhibit 77	1076	1177	
	Bureau Exhibit 78	1076	1198	
17	Bureau Exhibit 79	1076	1198	
	Bureau Exhibit 80	1076	1162	
18	Bureau Exhibit 81	1076	1162	
	Bureau Exhibit 82	1076	1268	
19	Bureau Exhibit 83	1076	1269	
	Bureau Exhibit 84	1076	1198	
20	Bureau Exhibit 85	1076	1178	
	Bureau Exhibit 86	1076	1178	
21	Bureau Exhibit 87	1076	1269	
	Bureau Exhibit 88	1076	1198	
22	Bureau Exhibit 89	1076	1271	
	Bureau Exhibit 90	1076	1198	
23	Bureau Exhibit 91	1076	1162	
	Bureau Exhibit 92	1076	1271	
24	Bureau Exhibit 93	1076	1178	
	Bureau Exhibit 94	1076	1178	
25	Bureau Exhibit 95	1076	1162	

FREE STATE REPORTING, INC.
 Court Reporting Depositions
 D.C. Area (301) 261-1902
 Balt. & Annap. (410) 974-0947

	<u>EXHIBITS</u>	<u>IDENTIFIED</u>	<u>RECEIVED</u>	<u>REJECTED</u>
1	Bureau Exhibit 96	1076	1178	
2	Bureau Exhibit 98	1076	1271	
	Bureau Exhibit 99	1076	1271	
3	Bureau Exhibit 100	1076	1178	
	Bureau Exhibit 101	1076	1163	
4	Bureau Exhibit 102	1076	1274	
	Bureau Exhibit 103	1076	1198	
5	Bureau Exhibit 104	1076	1178	
	Bureau Exhibit 105	1076	1163	
6	Bureau Exhibit 106	1076	1274	
	Bureau Exhibit 107	1076	1179	
7	Bureau Exhibit 108	1076	1179	
	Bureau Exhibit 109	1076	1199	
8	Bureau Exhibit 110	1076	1179/1199	
	Bureau Exhibit 111	1076	1277	
9	Bureau Exhibit 112	1076	1277	
	Bureau Exhibit 113	1076	1277	
10	Bureau Exhibit 114	1081	1163	
	Bureau Exhibit 115	1081	1278	
11	Bureau Exhibit 116	1081	1199	
	Bureau Exhibit 117	1081	1279	
12	Bureau Exhibit 118	1081	1199	
	Bureau Exhibit 119	1081	1163	
13	Bureau Exhibit 120	1081	1179	
	Bureau Exhibit 121	1081	1179	
14	Bureau Exhibit 123	1081	1199	
	Bureau Exhibit 124	1081	1163	
15	Bureau Exhibit 126	1081	1179	
	Bureau Exhibit 127	1081	1179	
16	Bureau Exhibit 133	1081	1280	
	Bureau Exhibit 134	1081	1163	
17	Bureau Exhibit 136	1081	1179	
	Bureau Exhibit 137	1081	1163	
18	Bureau Exhibit 138	1081	1282	
	Bureau Exhibit 141	1081	1282	
19	Bureau Exhibit 143	1081	1283	
	Bureau Exhibit 146	1081	1283	
20	Bureau Exhibit 148	1081	1180	
	Bureau Exhibit 149	1081	1164	
21	Bureau Exhibit 150	1081	1180	
	Bureau Exhibit 151	1081	1180	
22	Bureau Exhibit 153	1081	1284	
	Bureau Exhibit 156	1081	1180	
23	Bureau Exhibit 157	1081	1180	
	Bureau Exhibit 158	1081	1284	
24	Bureau Exhibit 160	1081	1285	
	Bureau Exhibit 161	1081	1164	
25	Bureau Exhibit 163	1081	1164	

FREE STATE REPORTING, INC.
Court Reporting Depositions
D.C. Area (301) 261-1902
Balt. & Annap. (410) 974-0947

	<u>EXHIBITS</u>	<u>IDENTIFIED</u>	<u>RECEIVED</u>	<u>REJECTED</u>
1	Bureau Exhibit 164	1081	1180	
2	Bureau Exhibit 166	1081	1164	
	Bureau Exhibit 167	1081	1164	
3	Bureau Exhibit 168	1081	1181	
	Bureau Exhibit 169	1081	1181	
4	Bureau Exhibit 170	1081	1165	
	Bureau Exhibit 171	1081	1181	
5	Bureau Exhibit 173	1081	1285	
	Bureau Exhibit 175	1081	1181	
6	Bureau Exhibit 176	1081	1165	
	Bureau Exhibit 177	1081	1181	
7	Bureau Exhibit 179	1081	1181	
	Bureau Exhibit 180	1088	1165	
8	Bureau Exhibit 181	1088	1181	
	Bureau Exhibit 182	1088	1181	
9	Bureau Exhibit 184	1088	1288	
	Bureau Exhibit 185	1088	1182	
10	Bureau Exhibit 186	1088	1182	
	Bureau Exhibit 187	1088	1182	
11	Bureau Exhibit 189	1088	1182	
	Bureau Exhibit 191	1088	1182	
12	Bureau Exhibit 192	1088	1288	
	Bureau Exhibit 193	1088	1182	
13	Bureau Exhibit 194	1088	1182	
	Bureau Exhibit 196	1088	1182	
14	Bureau Exhibit 197	1088	1182	
	Bureau Exhibit 198	1088	1165	
15	Bureau Exhibit 200	1088	1165	
	Bureau Exhibit 201	1088	1166	
16	Bureau Exhibit 202	1088	1183	
	Bureau Exhibit 203	1088	1183	
17	Bureau Exhibit 206	1088	1183	
	Bureau Exhibit 208	1088	1183	
18	Bureau Exhibit 209	1088		
	Bureau Exhibit 210	1088	1288	
19	Bureau Exhibit 212	1088	1290	
	Bureau Exhibit 213	1088	1290	
20	Bureau Exhibit 214	1088	1166	
	Bureau Exhibit 215	1088	1183	
21	Bureau Exhibit 217	1088	1184	
	Bureau Exhibit 218	1088	1184	
22	Bureau Exhibit 219	1088	1290	
	Bureau Exhibit 220	1088	1166	
23	Bureau Exhibit 221	1088	1166	
	Bureau Exhibit 222	1088	1167	
24	Bureau Exhibit 224	1088	1167	
	Bureau Exhibit 225	1088	1167	
25	Bureau Exhibit 226	1088	1184	

FREE STATE REPORTING, INC.
 Court Reporting Depositions
 D.C. Area (301) 261-1902
 Balt. & Annap. (410) 974-0947

	<u>EXHIBITS</u>	<u>IDENTIFIED</u>	<u>RECEIVED</u>	<u>REJECTED</u>
1	Bureau Exhibit 227	1088	1291	
2	Bureau Exhibit 228	1088	1184	
	Bureau Exhibit 229	1088	1184	
3	Bureau Exhibit 231	1088	1167	
	Bureau Exhibit 232	1088	1184	
4	Bureau Exhibit 233	1088	1196	
	Bureau Exhibit 234	1088	1291	
5	Bureau Exhibit 235	1088	1292	
	Bureau Exhibit 236	1088	1185	
6	Bureau Exhibit 237	1088	1168	
	Bureau Exhibit 238	1088	1185	
7	Bureau Exhibit 240	1088	1294	
	Bureau Exhibit 241	1088	1185	
8	Bureau Exhibit 242	1088	1185	
	Bureau Exhibit 243	1088	1168	
9	Bureau Exhibit 244	1088	1168	
	Bureau Exhibit 245	1088	1185	
10	Bureau Exhibit 246	1088	1294	
	Bureau Exhibit 247	1088	1168	
11	Bureau Exhibit 248	1088	1185	
	Bureau Exhibit 249	1088	1168	
12	Bureau Exhibit 250	1088	1294	
	Bureau Exhibit 251	1088	1185	
13	Bureau Exhibit 252	1088	1185	
	Bureau Exhibit 253	1096	1297	
14	Bureau Exhibit 254	1096	1297	
	Bureau Exhibit 255	1096	1185	
15	Bureau Exhibit 256	1096	1168	
	Bureau Exhibit 257	1096	1185	
16	Bureau Exhibit 258	1096	1298	
	Bureau Exhibit 259	1096	1302	
17	Bureau Exhibit 260	1096	1185	
	Bureau Exhibit 261	1096	1168	
18	Bureau Exhibit 262	1096	1186	
	Bureau Exhibit 263	1096	1186	
19	Bureau Exhibit 264	1096	1186	
	Bureau Exhibit 265	1096	1302	
20	Bureau Exhibit 266	1096	1169	
	Bureau Exhibit 267	1096	1169	
21	Bureau Exhibit 268	1096	1186	
	Bureau Exhibit 269	1096	1186	
22	Bureau Exhibit 270	1096	1303	
	Bureau Exhibit 271	1096	1186	
23	Bureau Exhibit 272	1096	1186	
	Bureau Exhibit 273	1096	1304	
24	Bureau Exhibit 274	1096	1187	
	Bureau Exhibit 275	1096	1187	
25	Bureau Exhibit 276	1096	1187	

FREE STATE REPORTING, INC.
 Court Reporting Depositions
 D.C. Area (301) 261-1902
 Balt. & Annap. (410) 974-0947

	<u>EXHIBITS</u>	<u>IDENTIFIED</u>	<u>RECEIVED</u>	<u>REJECTED</u>
1	Bureau Exhibit 277	1096	1187	
2	Bureau Exhibit 279	1096	1305	
	Bureau Exhibit 280	1096	1305	
3	Bureau Exhibit 281	1096	1187	
	Bureau Exhibit 284	1096	1187	
4	Bureau Exhibit 285	1096	1196	
	Bureau Exhibit 286	1096	1187	
5	Bureau Exhibit 287	1096	1169	
	Bureau Exhibit 288	1096	1169	
6	Bureau Exhibit 289	1096	1169	
	Bureau Exhibit 290	1096	1169	
7	Bureau Exhibit 291	1096	1169	
	Bureau Exhibit 292	1096	1187	
8	Bureau Exhibit 293	1096	1170	
	Bureau Exhibit 294	1096	1170	
9	Bureau Exhibit 295	1096	1187	
	Bureau Exhibit 296	1096	1187	
10	Bureau Exhibit 297	1096	1187	
	Bureau Exhibit 298	1096	1187	
11	Bureau Exhibit 299	1096	1187	
	Bureau Exhibit 300	1096	1170	
12	Bureau Exhibit 301	1096	1306	
	Bureau Exhibit 302	1096	1307	
13	Bureau Exhibit 303	1096	1307	
	Bureau Exhibit 305	1096	1307	
14	Bureau Exhibit 306	1096	1188	
	Bureau Exhibit 308	1096	1188	
15	Bureau Exhibit 309	1096	1188	
	Bureau Exhibit 310	1096	1170	
16	Bureau Exhibit 311	1096	1188	
	Bureau Exhibit 312	1096	1188	
17	Bureau Exhibit 313	1096	1308	
	Bureau Exhibit 314	1096	1196	
18	Bureau Exhibit 315	1096	1196	
	Bureau Exhibit 317	1096	1308	
19	Bureau Exhibit 321	1096	1311	
	Bureau Exhibit 322	1096		
20	Bureau Exhibit 323	1096	1311	
	Bureau Exhibit 324	1103	1312	
21	Bureau Exhibit 325	1103	1188	
	Bureau Exhibit 326	1103	1189	
22	Bureau Exhibit 328	1103	1189	
	Bureau Exhibit 329	1103	1189	
23	Bureau Exhibit 330	1103	1170	
	Bureau Exhibit 331	1103	1170	
24	Bureau Exhibit 333	1103	1170	
	Bureau Exhibit 334	1103	1170	
25	Bureau Exhibit 335	1103	1189	

FREE STATE REPORTING, INC.
 Court Reporting Depositions
 D.C. Area (301) 261-1902
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	<u>EXHIBITS</u>	<u>IDENTIFIED</u>	<u>RECEIVED</u>	<u>REJECTED</u>
1	Bureau Exhibit 336	1103	1189	
2	Bureau Exhibit 338	1103	1171	
	Bureau Exhibit 339	1103	1189	
3	Bureau Exhibit 340	1103	1189	
	Bureau Exhibit 341	1103	1189	
4	Bureau Exhibit 342	1103	1190	
	Bureau Exhibit 343	1103	1190	
5	Bureau Exhibit 344	1103	1190	
	Bureau Exhibit 345	1103	1190	
6	Bureau Exhibit 346	1103	1190	
	Bureau Exhibit 347	1103	1171	
7	Bureau Exhibit 348	1103	1171	
	Bureau Exhibit 349	1103	1190	
8	Bureau Exhibit 350	1103	1313	
	Bureau Exhibit 351	1103	1191	
9	Bureau Exhibit 352	1103	1191	
	Bureau Exhibit 353	1103	1191	
10	Bureau Exhibit 354	1103	1191	
	Bureau Exhibit 355	1103	1191	
11	Bureau Exhibit 356	1103	1171	
	Bureau Exhibit 357	1103	1191	
12	Bureau Exhibit 358	1103	1171	
	Bureau Exhibit 359	1103	1171	
13	Bureau Exhibit 360	1103	1192	
	Bureau Exhibit 361	1103	1192	
14	Bureau Exhibit 362	1103	1192	
	Bureau Exhibit 363	1103	1172	
15	Bureau Exhibit 364	1103	1192	
	Bureau Exhibit 365	1103	1192	
16	Bureau Exhibit 366	1103	1192	
	Bureau Exhibit 367	1103	1192	
17	Bureau Exhibit 368	1103	1172	
	Bureau Exhibit 369	1103	1172	
18	Bureau Exhibit 370	1103	1313	
	Bureau Exhibit 371	1103	1172	
19	Bureau Exhibit 372	1103	1314	
	Bureau Exhibit 373	1103	1192	
20	Bureau Exhibit 374	1103	1192	
	Bureau Exhibit 375	1103	1192	
21	Bureau Exhibit 376	1103	1193	
	Bureau Exhibit 377	1103	1172	
22	Bureau Exhibit 378	1103	1172	
	Bureau Exhibit 379	1103	1193	
23	Bureau Exhibit 380	1103	1172	
	Bureau Exhibit 382	1103	1193	
24	Bureau Exhibit 385	1103	1314	
	Bureau Exhibit 386	1103	1172	
25	Bureau Exhibit 387	1103	1172	

FREE STATE REPORTING, INC.
 Court Reporting Depositions
 D.C. Area (301) 261-1902
 Balt. & Annap. (410) 974-0947

	<u>EXHIBITS</u>	<u>IDENTIFIED</u>	<u>RECEIVED</u>	<u>REJECTED</u>
1	Bureau Exhibit 388	1103	1172	
2	Bureau Exhibit 390	1103	1315	
	Bureau Exhibit 391	1103	1315	
3	Bureau Exhibit 392	1103	1316	
	Bureau Exhibit 393	1103	1173	
4	Bureau Exhibit 394	1103	1173	
	Bureau Exhibit 395	1103	1193	
5	Bureau Exhibit 396	1103	1173	
	Bureau Exhibit 397	1103	1173	
6	Bureau Exhibit 398	1103	1193	
	Bureau Exhibit 399	1103	1173	
7	Bureau Exhibit 400	1105	1173	
	Bureau Exhibit 401	1105	1193	
8	Bureau Exhibit 402	1105	1173	
	Bureau Exhibit 403	1105	1193	
9	Bureau Exhibit 404	1105	1174	
	Bureau Exhibit 405	1105	1174	
10	Bureau Exhibit 406	1105	1194	
	Bureau Exhibit 407	1105	1316	
11	Bureau Exhibit 408	1105	1174	
	Bureau Exhibit 409	1105	1194	
12	Bureau Exhibit 410	1105	1316	
	Bureau Exhibit 411	1105	1195	
13	Bureau Exhibit 413	1105	1195	
14	Glendale Exhibit 12	1114	1208	
	Glendale Exhibit 13	1114	1208	
15	Glendale Exhibit 21	1114	1210	
	Glendale Exhibit 61	1114	1210	
16	Glendale Exhibit 94	1114	1213	
	Glendale Exhibit 95	1114	1213	
17	Glendale Exhibit 96	1114	1213	
	Glendale Exhibit 97	1114	1213	
18	Glendale Exhibit 98	1114	1214	
	Glendale Exhibit 115	1114	1215	
19	Glendale Exhibit 117	1114	1215	
	Glendale Exhibit 119	1114	1215	
20	Glendale Exhibit 120	1114	1215	
	Glendale Exhibit 125	1114	1215	
21	Glendale Exhibit 131	1114	1154	
	Glendale Exhibit 132	1114	1154	
22	Glendale Exhibit 134	1114	1219	
	Glendale Exhibit 135	1114	1154	
23	Glendale Exhibit 138	1123	1220	
	Glendale Exhibit 139	1123	1223	
24	Glendale Exhibit 140	1123	1154	
	Glendale Exhibit 141	1123	1154	
25	Glendale Exhibit 142	1123	1224	

FREE STATE REPORTING, INC.
Court Reporting Depositions
D.C. Area (301) 261-1902
Balt. & Annap. (410) 974-0947

	<u>EXHIBITS</u>	<u>IDENTIFIED</u>	<u>RECEIVED</u>	<u>REJECTED</u>
1	Glendale Exhibit 145	1123	1155	
2	Glendale Exhibit 146	1123	1155	
	Glendale Exhibit 149	1123	1155	
3	Glendale Exhibit 150	1123	1155	
	Glendale Exhibit 153	1123	1224	
4	Glendale Exhibit 155	1123	1225	
	Glendale Exhibit 156	1123	1153	
5	Glendale Exhibit 160	1123	1226	
	Glendale Exhibit 161	1123	1226	
6	Glendale Exhibit 164	1123	1227	
	Glendale Exhibit 167	1123	1228	
7	Glendale Exhibit 168	1123	1228	
	Glendale Exhibit 171	1123	1228	
8	Glendale Exhibit 173	1123	1232	
	Glendale Exhibit 178	1123	1156	
9	Glendale Exhibit 179	1123	1233	
	Glendale Exhibit 180	1123	1233	
10	Glendale Exhibit 181	1123	1234	
	Glendale Exhibit 183	1123	Not Offered	
11	Glendale Exhibit 184	1123	1154	
	Glendale Exhibit 187	1123	1156	
12	Glendale Exhibit 188	1123	1156	
	Glendale Exhibit 189	1123	1156	
13	Glendale Exhibit 190	1123		
	Glendale Exhibit 191	1123	1158	
14	Glendale Exhibit 195	1123	1157	
	Glendale Exhibit 198	1123	1159	
15	Glendale Exhibit 201	1123	1236	
	Glendale Exhibit 202	1123	1159	
16	Glendale Exhibit 203	1123	1159	
	Glendale Exhibit 204	1123	1159	
17	Glendale Exhibit 205	1123	1236	
	Glendale Exhibit 206	1123	1237	
18	Glendale Exhibit 210	1318	1318	
	Glendale Exhibit 211	1342	1345	
19	Glendale Exhibit 212	1345	1348	
	Glendale Exhibit 213	1380	1381	
20				
21				
22				
23				
24	Hearing began: 9:30 a.m.		Hearing Ended: 4:00 p.m.	
25	Lunch Break Began: 12:30 p.m.		Lunch Break Ended: 1:30 p.m.	

P R O C E E D I N G S

1
2 JUDGE CHACHKIN: All right, on the record. The
3 first order of business is rulings on Glendale's and the
4 Bureau's exhibits. All the exhibits have been identified, and
5 what remains now is to rule on admission of these exhibits.
6 Should we take up Glendale's first, the remaining ones or --

7 MR. TOPEL: Your Honor, I am able to give you
8 another litany of exhibits to which there is no objection.

9 JUDGE CHACHKIN: All right. Are these Glendale's
10 now?

11 MR. TOPEL: Starting with Glendale's.

12 JUDGE CHACHKIN: All right.

13 MR. TOPEL: And I apologize, these are not going to
14 be in order.

15 JUDGE CHACHKIN: Well, I'll follow along.

16 MR. TOPEL: TBF has no objection to Glendale
17 Exhibits 156 --

18 JUDGE CHACHKIN: What's that?

19 MR. COHEN: Go reasonably slow, if you will, so I
20 can find it.

21 JUDGE CHACHKIN: Glendale Exhibit 156 is received.

22 (Whereupon, the document previously
23 marked for identification as Glendale
24 Exhibit 156 was received into
25 evidence.)

1 MR. TOPEL: Glendale Exhibit 184.

2 JUDGE CHACHKIN: Glendale Exhibit 184 is received.

3 (Whereupon, the document previously
4 marked for identification as Glendale
5 Exhibit 184 was received into
6 evidence.)

7 MR. TOPEL: Glendale Exhibit 135.

8 JUDGE CHACHKIN: Glendale Exhibit 135 is received.

9 (Whereupon, the document previously
10 marked for identification as Glendale
11 Exhibit 135 was received into
12 evidence.)

13 MR. TOPEL: Glendale Exhibits 131 and 132.

14 JUDGE CHACHKIN: Glendale Exhibits 131 and 132 are
15 received.

16 (Whereupon, the documents previously
17 marked for identification as Glendale
18 Exhibits 131 and 132 were received
19 into evidence.)

20 MR. TOPEL: Glendale Exhibits 140 and 141.

21 JUDGE CHACHKIN: Glendale Exhibits 140 and 141 are
22 received.

23 (Whereupon, the documents previously
24 marked for identification as Glendale
25 Exhibits 140 and 141 were received

1 into evidence.)

2 MR. TOPEL: Glendale Exhibits 145 and 146.

3 JUDGE CHACHKIN: Glendale Exhibits 145 and 146 are

4 received.

5 (Whereupon, the documents previously

6 marked for identification as Glendale

7 Exhibits 145 and 146 were received

8 into evidence.)

9 MR. TOPEL: Glendale Exhibits 149 and 150.

10 JUDGE CHACHKIN: Glendale Exhibits 149 and 150 are

11 received.

12 (Whereupon, the documents previously

13 marked for identification as Glendale

14 Exhibits 149 and 150 were received

15 into evidence.)

16 MR. TOPEL: Glendale Exhibit 162.

17 JUDGE CHACHKIN: Glendale Exhibit -- no, that was

18 not identified.

19 MR. TOPEL: Okay.

20 MR. COHEN: 162 was not identified?

21 MR. TOPEL: It probably was a common exhibit.

22 MR. SHOOK: That's, that's been a Bureau exhibit.

23 MR. COHEN: Oh, that's right. It's Exhibit --

24 Bureau Exhibit 335, Your Honor.

25 JUDGE CHACHKIN: Whatever. It was not identified.

1 MR. TOPEL: Right.
2 JUDGE CHACHKIN: Go ahead.
3 MR. TOPEL: Glendale Exhibit 178.
4 JUDGE CHACHKIN: Glendale Exhibit 178 is received.
5 (Whereupon, the document previously
6 marked for identification as Glendale
7 Exhibit 178 was received into
8 evidence.)
9 MR. TOPEL: Glendale Exhibits 185, 187 --
10 JUDGE CHACHKIN: 185 has been previously received.
11 MR. TOPEL: Okay.
12 JUDGE CHACHKIN: 187 is received.
13 (Whereupon, the document previously
14 marked for identification as Glendale
15 Exhibit 187 was received into
16 evidence.)
17 MR. TOPEL: 188.
18 JUDGE CHACHKIN: Glendale Exhibit 188 is received.
19 (Whereupon, the document previously
20 marked for identification as Glendale
21 Exhibit 188 was received into
22 evidence.)
23 MR. TOPEL: Glendale Exhibit 189.
24 JUDGE CHACHKIN: Glendale Exhibit 189 is received.
25 (Whereupon, the document previously

1 marked for identification as Glendale
2 Exhibit 189 was received into
3 evidence.)

4 MR. TOPEL: Glendale Exhibit 192.

5 JUDGE CHACHKIN: That was not identified.

6 MR. TOPEL: Okay. And Glendale Exhibit 195.

7 JUDGE CHACHKIN: Glendale Exhibit 195 is received.

8 (Whereupon, the document previously
9 marked for identification as Glendale
10 Exhibit 195 was received into
11 evidence.)

12 MR. TOPEL: Now, Your Honor, there are several other
13 Glendale exhibits that we might be able to move along quickly.
14 Glendale Exhibit 195 -- I apologize, Glendale Exhibit 191 is a
15 letter that refers to an attached addendum. The addendum
16 isn't included in that exhibit but I think it's a -- I just
17 want to get this clear on the record. I think it's the
18 following exhibit, if Mr. Cohen would help me. I have no
19 objection --

20 JUDGE CHACHKIN: Okay.

21 MR. TOPEL: I have no objection as long as --

22 MR. COHEN: May I satisfy myself on that?

23 JUDGE CHACHKIN: Yes, go ahead.

24 MR. COHEN: Give me one second. If I can find it --
25 I think your recollection is exactly accurate but let me try

1 and -- you're talking about 191 and 192? Is that what we're
2 discussing?

3 MR. TOPEL: Yes.

4 JUDGE CHACHKIN: Yes.

5 MR. COHEN: Your Honor, 191 is exactly -- your
6 recollection is correct. It -- 191, Your Honor, is the, is
7 the covering letter which is -- was -- which was either
8 attached to or made reference to Exhibit 192.

9 MR. TOPEL: Right, and I think 192 must have been --
10 I think 191 must have been a draft and 192 is a signed copy of
11 it.

12 MR. COHEN: That's right, yeah.

13 JUDGE CHACHKIN: Well, 192 is not identified.

14 MR. COHEN: Because it's a cover to, to the
15 Bureau --

16 MR. TOPEL: Oh, okay, so can we then --

17 JUDGE CHACHKIN: So, 192, my notes reflect was
18 received as Bureau Exhibit 383.

19 MR. COHEN: All right.

20 MR. TOPEL: Okay. I just wanted to make sure the
21 attachment --

22 JUDGE CHACHKIN: So 191 --

23 MR. TOPEL: So I have no objection to 191.

24 JUDGE CHACHKIN: Glendale Exhibit 191 is received.
25

(Whereupon, the document previously

1 marked for identification as Glendale
2 Exhibit 191 was received into
3 evidence.)

4 MR. TOPEL: Then, Your Honor, with respect to four
5 exhibits, 198, 202, 203, and 204, we would not object subject
6 to their being tied up and their relevance shown on
7 examination. We, we don't think -- we can pretty much discern
8 where the attempt to go with the documents are, but on their
9 face they don't establish anything without examination, we
10 believe.

11 JUDGE CHACHKIN: Well, that's reasonable.

12 MR. TOPEL: Yeah.

13 JUDGE CHACHKIN: You can move to strike if they're
14 not tied up. What, what exhibits are they, 198?

15 MR. TOPEL: 202 --

16 JUDGE CHACHKIN: 198, 202 --

17 MR. TOPEL: 203.

18 JUDGE CHACHKIN: 203 --

19 MR. TOPEL: 204.

20 JUDGE CHACHKIN: -- and 204 are received.

21 (Whereupon, the documents previously
22 marked for identification as Glendale
23 Exhibits 198, 202, 203, 204 were
24 received into evidence.)
25

MR. TOPEL: Right, subject to the -- and those are

1 received subject to the tying to relevance.

2 JUDGE CHACHKIN: That is correct.

3 MR. TOPEL: Now, Your Honor, with respect to the
4 Mass Media Bureau, TBF has no exception -- no objection to the
5 following exhibits: 5, 6, and 8 --

6 JUDGE CHACHKIN: One second. Bureau Exhibits 5, 6,
7 and 8 are received.

8 (Whereupon, the documents previously
9 marked for identification as Bureau
10 Exhibits 5, 6, and 8 were received
11 into evidence.)

12 MR. TOPEL: -- 11, 12, 14, and 15 --

13 JUDGE CHACHKIN: Bureau Exhibits 11, 12, 14, and 15
14 are received.

15 (Whereupon, the documents previously
16 marked for identification as Bureau
17 Exhibits 11, 12, 14, and 15 were
18 received into evidence.)

19 MR. TOPEL: -- 17, 19, and 20 --

20 JUDGE CHACHKIN: Bureau Exhibits 17, 19, and 20 are
21 received.

22 (Whereupon, the documents previously
23 marked for identification as Bureau
24 Exhibits 17, 19, and 20 were received
25 into evidence.)

1 MR. TOPEL: -- 28 and 34 --

2 JUDGE CHACHKIN: Bureau Exhibits 28 and 34 are
3 received.

4 (Whereupon, the documents previously
5 marked for identification as Bureau
6 Exhibits 28 and 34 were received into
7 evidence.)

8 MR. TOPEL: -- 47 and 48 --

9 JUDGE CHACHKIN: Bureau Exhibits 47 and 48 are
10 received.

11 (Whereupon, the documents previously
12 marked for identification as Bureau
13 Exhibits 47 and 48 were received into
14 evidence.)

15 MR. TOPEL: -- 55 --

16 JUDGE CHACHKIN: Bureau Exhibit 55 is received.

17 (Whereupon, the document previously
18 marked for identification as Bureau
19 Exhibit 55 was received into
20 evidence.)

21 MR. TOPEL: -- 62, 67, and 70 --

22 JUDGE CHACHKIN: Bureau Exhibits 62 -- what was the
23 other one? --

24 MR. TOPEL: Sixty-seven --

25 JUDGE CHACHKIN: -- 67 and 70? --

1 MR. TOPEL: Seventy.

2 JUDGE CHACHKIN: -- are received.

3 MR. TOPEL: Seven-zero.

4 JUDGE CHACHKIN: Yes, are received.

5 MR. TOPEL: Okay.

6 (Whereupon, the documents previously
7 marked for identification as Bureau
8 Exhibits 62, 67, 70 were received
9 into evidence.)

10 MR. TOPEL: -- 80 and 81 --

11 JUDGE CHACHKIN: Bureau Exhibits 80 and 81 are
12 received.

13 (Whereupon, the documents previously
14 marked for identification as Bureau
15 Exhibits 80 and 81 were received into
16 evidence.)

17 MR. TOPEL: -- 91, 95 --

18 JUDGE CHACHKIN: Bureau Exhibits 91 and 95 are
19 received.

20 (Whereupon, the documents previously
21 marked for identification as Bureau
22 Exhibits 91 and 95 were received into
23 evidence.)

24 MR. TOPEL: -- 101 and 105 --

25 JUDGE CHACHKIN: Bureau Exhibits 101 and 105 are

1 received.

2 (Whereupon, the documents previously
3 marked for identification as Bureau
4 Exhibits 101 and 105 were received
5 into evidence.)

6 MR. TOPEL: -- 114 and 119 --

7 JUDGE CHACHKIN: Bureau Exhibits 114 and 119 are
8 received.

9 (Whereupon, the documents previously
10 marked for identification as Bureau
11 Exhibits 114 and 119 were received
12 into evidence.)

13 MR. TOPEL: -- 124 and 125 --

14 JUDGE CHACHKIN: Bureau Exhibits 124 -- 125 has
15 previously been received.

16 MR. TOPEL: Okay.

17 (Whereupon, the document previously
18 marked for identification as Bureau
19 Exhibit 124 was received into
20 evidence.)

21 MR. TOPEL: -- 134, 137 --

22 JUDGE CHACHKIN: Bureau Exhibits 134 and 137 are
23 received.

24 (Whereupon, the documents previously
25 marked for identification as Bureau

1 Exhibits 134 and 137 were received
2 into evidence.)

3 MR. TOPEL: -- 149 --

4 JUDGE CHACHKIN: Bureau Exhibit 149 is received.
5 (Whereupon, the document previously
6 marked for identification as Bureau
7 Exhibit 149 was received into
8 evidence.)

9 MR. TOPEL: -- 161 --

10 JUDGE CHACHKIN: Bureau Exhibit 161 is received.
11 (Whereupon, the document previously
12 marked for identification as Bureau
13 Exhibit 161 was received into
14 evidence.)

15 MR. TOPEL: -- 163, 166, and 167 --

16 JUDGE CHACHKIN: Bureau Exhibits 163, 166, 167 are
17 received.

18 (Whereupon, the documents previously
19 marked for identification as Bureau
20 Exhibits 163, 166, and 167 were
21 received into evidence.)

22 MR. TOPEL: Yes, Your Honor, did I say 161?

23 JUDGE CHACHKIN: Yes, previously.

24 MR. TOPEL: Okay.

25 JUDGE CHACHKIN: It's 163, 166, 167, is that --

1 MR. TOPEL: 61, 63, 66, and 67, right.

2 JUDGE CHACHKIN: All right.

3 MR. TOPEL: One hundred.

4 JUDGE CHACHKIN: Yes.

5 MR. TOPEL: 170 and 176.

6 JUDGE CHACHKIN: Bureau Exhibits 170 and 176 are
7 received.

8 (Whereupon, the documents previously
9 marked for identification as Bureau
10 Exhibits 170 and 176 were received
11 into evidence.)

12 MR. TOPEL: 180.

13 JUDGE CHACHKIN: Bureau Exhibit 180 is received.

14 (Whereupon, the document previously
15 marked for identification as Bureau
16 Exhibit 180 was received into
17 evidence.)

18 MR. TOPEL: 198, 200 --

19 JUDGE CHACHKIN: Bureau Exhibit 198 is received;
20 Bureau Exhibit 200 is also received.

21 (Whereupon, the documents previously
22 marked for identification as Bureau
23 Exhibits 198 and 200 were received
24 into evidence.)
25

MR. TOPEL: -- 201 --